

REMARKS

Applicants respectfully request consideration of the subject application as amended herein.

Claims 1-25 and 27 are pending. Claims 13-18 have been rejected.

Claims 1-12, 19-25 and 27 are allowed.

In this Amendment, claim 13 has been amended. It is respectfully submitted that the amendment does not add new matter.

Applicants reserve all rights with respect to the applicability of the Doctrine of Equivalents.

The Examiner has rejected claims 13-18 under 35 U.S.C. 112 in that the specification as originally filed doesn't give any detail or any example of a computer readable medium having instructions, and the corresponding processing system that executes the instructions for performing the recited steps as indicated in claims 13-18.

Independent claim 13, as amended, includes the limitations "A computer readable medium to store instructions which, when executed by a processing system, cause the system to ..." Support for amended claim 13 can be found throughout the specification, claims, and figures. For example, the first paragraph of page 4 of the specification as filed reads as follows.

A method for delivery of a juke box overlay program via processor host port from a juke box overlay memory that stores a library of programs to an internal program memory of a digital signal processor is disclosed. The overlay program can be used to replace or modify a program that is stored in the program memory of the digital signal processor. The programs in the library are used to provide different services to a multiple service system. In one embodiment, a packet

pump manager tells a digital signal processor to process packets using a given service. The digital signal processor indicates that it does not have the program for the given service. A juke box overlay manager then causes the juke box overlay manager to download the program to the internal memory of the digital signal processor. The digital signal processor then executes the program and provides the required service to the packets that it processes. Thus, the apparatus can provide service programs from the library to one or more processors on a mixed, random, and dynamic basis.

The above paragraph describes a memory to store a program for execution by a digital signal processor. This paragraph inherently discloses to one of ordinary skill in the art "A computer readable medium to store instructions which, when executed by a processing system, cause the system to ..." The memory is a type of computer readable medium and the instructions are software instructions contained with the program. The specification at page 6 further describes a juke box overlay memory 250 that stores a library of software programs. The juke box overlay memory may be a static random access memory (SRAM), for example. Further support for the computer readable medium and instructions can be found in claim 13 as originally filed. It is submitted that the specification, claims, and figures as filed inherently disclose to one of ordinary skill in the art support for amended claim 13. Accordingly, applicants respectfully request withdrawal of the rejection of claim 13 under 35 U.S.C. § 112, first paragraph.

Applicants respectfully request withdrawal of the rejection of claims 14-18 under 35 U.S.C. § 112, first paragraph given that claims 14-18 depend from and include the limitations of independent claim 13.

The Examiner has rejected claims 13-18 under 35 U.S.C. §101 because the claimed invention is directed to non-statutory subject matter, because the essence of the claimed subject matter is "the computer readable medium having instructions" which is a descriptive material per se (non-statutory).

As previously discussed, independent claim 13, as amended, includes the limitations "A computer readable medium to store instructions which, when executed by a processing system, cause the system to ..." The instructions or program(s) may be stored in a computer readable medium. Execution of the instructions by the processing system causes the system to perform an action or produce a result. Thus, the instructions define a structural and functional interrelationship between the computer readable medium (e.g., memory) and the processing system. Accordingly, applicants respectfully request withdrawal of the rejection of claim 13 under 35 U.S.C. § 101 given that claim 13 is directed to statutory subject matter.

Applicants respectfully request withdrawal of the rejection of claims 14-18 under 35 U.S.C. § 101 given that claims 14-18 depend from and include the limitations of independent claim 13.

Applicants thank the Examiner for the allowance of claims 1-12, 19-25, and 27.

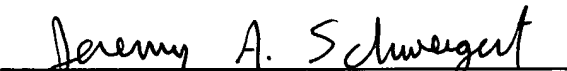
Applicants respectfully submit that in view of the arguments and amendments set forth herein, the applicable rejections and objections have been overcome.

If there are any additional charges, please charge our Deposit Account No. 02-2666.

Respectfully submitted,

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